

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

ANTON F. LIVERPOOL
Plaintiff

19 CV 5527

v.

THE CITY OF NEW YORK

SHILO DRUG AND therapeutic counseling program

DR JACKSON DIRECTOR and head psychiatric clinic of shilo therapeutic program

PAROLE OFFICER JOHN DOE #1

SHILO STAFF: JOHN DOE #2

SHILO STAFF: JANE DOE #3 et al

VERIFIED COMPLAINT FOR DAMAGES
AND INJUNCTIVE RELIEF

1. This is a § 1983 action filed by Plaintiff Anton Liverpool A out of STATE Detainee, alleging violation of his constitutional right's to receive medical care and seeking injunctive relief and money damages pursuant to the American's with disability's act and Rehabilitation Act. Plaintiff ALSO alleges a violation of his eight right's by the court's his attorney's and parole officer John Doe / SHILO Employees.

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JURISDICTION

Jurisdiction of this court is invoked pursuant to 28 U.S.C § 1331 in that this is a civil action arising under the constitution of the UNITED STATES.

3. Jurisdiction of the court is invoked pursuant to 28 U.S.C § 1331(a)(3) in that this action seeks to redress the deprivation, under color of state law, of rights secured by Acts of Congress providing for equal rights of persons within the jurisdiction of the United States.

III. Parties

4. Plaintiff: Anton Liverpool at all times relevant was confined by the New York Department of Corrections at Riker's Island and the V.C.B.C correctional facility then released to the supervision of the Shilo Therapeutic program.

5. Defendant: The city of New York at all times relevant is and was a contractor of the Department of Corrections and employer of the court's and parole officer John Doe in addition to lawyer's representing Mr Liverpool at relevant times.

Defendant

6. Shilo Drug a therapeutic at all times relevant was and is in agreement with the court's and the city of New York to provide therapeutic treatment and case/counseling to incarcerated individual's released to their treatment while in their facility. Theirin under contract signed by Mr Liverpool.

7. Defendant: D.R Jackson at all times relevant was the head and supervising psychiatrist at the Shilo therapeutic program.

8. Defendant parole officer John Doe^{#1} was a parole officer employed by the city of New York with in the division of parole, acting under the color of state law being sued in his individual capacity.

9. Defendant John Doe^{#2} at all times relevant was an employe at the Shilo drug and theripodic program and is being sued in his individual capacity.

10. Defendant Jane Doe^{#3} at all times relevant was an employe at the Shilo drug and theripodic program and is being sued in her individual capacity.

11. Defendant Jane Doe^{#2} at all times relevant was an employe at the Shilo drug and theripodic program and is being sued in her individual capacity.

12. Defendant Alicia briody was at all times relevant an attorney with the brooklyn legal aid service^{legal aid services} and is being sued in her individual capacity.

13. Defendant Jane Doe^{#3} at all times^{relevant} was an employe with the queens legal aid Society and is being sued in her individual capacity.

14. Defendant Jane Doe^{#4} at all times relevant was an employe with the brooklyn defender's services and is being sued herein in her individual capacity.

I V. Exhaustion of Available Remedies

15. Plaintiff exhausted his administrative remedy's before filing this complaint

V. Factual Statement

16. On or about June 20th July 20¹⁶ plaintiff was released to the Shilo Drug and Therapeutic program [way 7th] in New York by the court's of Queens county NY and the department of corrections.

17. After an Intake interview with his assigned counselor plaintiff singed a contract stating that no physical contact is allowed between client's or client's and staff, whereupon exiting the facility he was inappropriately fondled on the buttox area by parole officer defendant John Doe, whereupon plaintiff reported the incident to defendant John Doe^{#2} and defendant Jane Doe^{#1}.

18. After speaking with parole officer John Doe^{#1} shilo Staff counselor/employee Jane Doe^{#1} came back and told plaintiff that parole officer John Doe^{#1} (one) thought I was one of his parolees and that I shouldnt make an issue of it that I should just leave it alone.

19. plaintiff made know to his queen's attorney ~~Jane Doe^{#3}~~ from the legal aid Society of the incident of inappropriate physical contact inappropriate touching by parole officer John Doe^{#1} too the which Jane Doe^{#3} failed as my attorney

20 plaintiff also made known to then acting attorney Jane Doe #4 for the Brooklyn defenders office standing in for Alicia briody of the incident of inappropriate touching by p.o. John Doe #1 to the which she was indifferent.

Jane Doe #4 did not seek to protect this plaintiff from further exposure to the unsafe environment of the Shilo drug and therapeutic program either threw the court's or by contacting staff at the Shilo therapeutic program on plaintiff's behalf.

21 plaintiff reported the incident to attorney Alicia briody of the Brooklyn defenders services when she returned as plaintiff's acting attorney. Miss briody failed to mitigate through the court's system on plaintiff's behalf to ensure he be mandated to another and safer therapeutic program.

22 plaintiff's acting attorney Alycia briody did inquire to the Shilo therapeutic program staff as to plaintiff's claim of being inappropriately fondled at the location of Shilo therapeutic program to the which staff affirmed plaintiff's claim but took no action on his behalf. Shilo's therapeutic head psychiatrist D.R Jackson and plaintiff's assigned counselor Jane Doe #2 failed to inform the division of parole of parole officer John Doe #1's actions or insure plaintiff's safety by precautionary measures while at the Shilo therapeutic program.

23. Shilo employee's violated plaintiff's eighth and fourteenth amendment right's to be free from deliberate indifference to his safety, while acting under the charter of The Shilo clinical organization.

24. The New York department of corrections, New York Queen's and Brooklyn county court's system were acting under the color of state law when he was released too the Shilo therapeutic program with an active pending misdemeanor warrant in to an unsafe therapeutic environment, and into the care of neglegent therapeutic clinicians.

VI Claims of relief

A. Failure to protect

25. THE CITY OF NEW YORK'S employee's and acting agencies (department of corrections and Queen's plus Brooklyn court's system employees) failed to protect plaintiff when they released him too an unsafe therapeutic environment Violating his eighth amendment and fourteenth amendment's right's to be free from cruel and unusual punishment in the form of a court mandate

26 AS a result plaintiff was subjected to cruel psychiatric torture under demeaning circumstances When placed in a unhealthy mental health environment by the court's and the New York department of correction's both acting as agent's of the city of New York.

27. The failure of plaintiff's attorney's too protect him from exposure too unhealthy and unsafe mental health practitioners in an counter rehabilitative environment

constituted a violation of his eighth and fourteenth amendment right's. (miss briody et al..)

B. Deliberate indifference
to Medical needs

28. The refusal of Shilo theripudic employes to address this plaintiff greviences in a theripudic manner and lack of professionalism by not notifying the deapartmet of parole of officer John Doe^{#1}'s inappropriate physical contact to the person of Liverpool in a theriputic evicement constitutes a violation of plaintiff's eighth amendment right's.

29. As a result of Shilo mental health therapist's failure to provide needed theripudic care in light of the misconduct of officer John Doe^{#1}, or a safe enivroment for Liverpool plaintiff suffset severe emotional and psyclogical trauma and injury. throphy counselor's as known to plaintiff are: D.R Jackson, Jane Doe^{#1} Jane Doe^{#2}, John Doe^{#2}, resulting in medical malpractice

30. VII Negligence of duty

The failure of defendant John Doe^{#1} to uphold the law and afford plaintiff the right's of the constitution of the united states of America therein disregarding his duty as an officer of the law to follow the code's of conduct of his office while on duty in the Shilo program is a clear violation of the law and plaintiff's eight amendment right's. in addition to his fourteenth amendment's.

31 defendant John Doe^{#3}(one) action's of placing his hand on the buttox area of Mr Liverpool while plaintiff was in a therapeutic program seeking mental health counseling resulted in a setback of Liverpool's mental health therapy and rehabilitations; therefore causing Liverpool serious mental health and emotional injuries.

VII Relief Requested

32 WHEREFORE, Plaintiff requests that this court grant the following relief:

A. Declare that defendant John Doe^{#1} violated plaintiff's eighth amendment right's when he fondled Mr Liverpool in the buttox area of plaintiff's body

B. Declare that mental health therapist employed at the time of the underlining incident of this complaint failed to provide a safe and healthy mental health environment for Liverpool resulting in malpractice of their medical Hippocratic oath.

C. Declare that the city of New York and the city of New York employees failed to uphold the plaintiff eighth and fourteenth amendment right's by releasing Liverpool to the Shilo program while he had an active warrant, resulting in a violation of those (said) rights.

[#]page 8 of 9 D. Declare that Attorneys aforementioned Miss Brady Jane-doe^{#3} and Jane Doe^{#4} failed to up hold and protect Liverpool's eighth and fourteenth amendment right

as his legal representatives; in that they failed to notify the courts of the impending danger Liverpool was in at Shilo treatment in the form of what constitutes to a sexual assault resulting in mental health and emotional injuries.

F. Award compensatory damages for plaintiffs physical, mental, psychiatric and emotional injuries, and punitive damages against each defendant in the amount of \$ 1,500,000. (1.5 million) dollars.

F. Grant plaintiff such other relief as it may appear plaintiff is entitled to.

Eric J. Laurianno

Notary Public, State of Rhode Island

ID #: 62606

Commission Expiration:

9/8/2020

CT C

x Anton F. Liverpool, ID 15555

Anton Liverpool 6-3-2019

Intake center po box 8249

Cranston R.I. 02920

Affidavit or Declaration of Verification.

The affiant swears and declares that the facts stated in the above complaint are true to his knowledge and that the facts stated on information and belief are true to the best of his knowledge; and belief, pursuant to 28 U.S.C 1746, I declare under penalty of perjury that the aforementioned and following is true and correct

Anton Liverpool

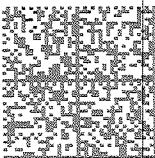
STATE OF RHODE ISLAND

6-4-2019

County of Cranston AFFIDAVIT of Anton Liverpool

Notaryx (T C)

U.S. POSTAGE BY PITNEY BOWES



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From: Ethan Livespol, 155581
Luttrell Correctional Center, P.O. Box 3244
Cranston, RI, 02920

TO: U.S. POSTAL SERVICE
P.O. Box 3244
Cranston, RI 02920

TO: UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK
500 Pearl Street New York NY 10007
presso-Tinake UNIT

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REGISTRATION
NUMBER:
JUN 13 PM 12:09

S.D. OF N.Y.

INMATE CORRESPONDENCE
CONTENTS HAVE NOT BEEN CENSORED,
SENDER IS NOT AUTHORIZED TO
ENTER INTO ANY CONTRACTS.